IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO.2311 OF 2005.

Nilesh Indru Thadani. .. Applicant.

Vs

The State of Maharashtra. .. Respondent

Mr.Jahangir A. Khan, for the applicant.
Mr.A.S.Gadkari, APP, for the respondent-State.

CORAM: A.M.KHANWILKAR,J

DATED: APRIL 11, 2005.

P.C.:

1. Heard the counsel for the parties.

2. This is second bail application preferred before this court. First bail application was filed before filing of the chargesheet, which was withdrawn with liberty to the applicant.

3. The main ground on which this application is filed is that co-accused has been already released by the lower court and the applicant ought to be released on parity.

4. The learned APP fairly accepts on instructions that the applicant is also entitled to be released on bail on the ground of parity as in the case of Ravi Shankar Ramsis Prasad. Accordingly, application succeeds on following terms.

(a) The applicant is directed to be released on bail in connection with C.R.No.29 of 2004, registered with Mahabaleshwar Police Station, Dist. Satara on executing personal bonds in the sum of Rs.30,000/- with one or two local sureties in the like amount.

(b) The applicant can avail cash bail to be replaced by appropriate surety within 10 days from the date of his release.

(c) The applicant shall not influence the prosecution witness or tamper with the prosecution evidence in any manner whatsoever.

(d) The applicant shall report to Mira Road Police Station within whose jurisdiction, applicant is presently residing, once in a month on first Saturday of every

English Calender Month between 10 a.m. to 2 p.m. during pendency of the trial.

(f) The applicant shall extend full co-operation for early disposal of the trial. If the trial court is of the opinion that he is responsible for delay in trial that fact be recorded in the Roznama, which can be a ground for cancellation of bail.

5. Ordered accordingly.